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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/010,193	01/21/1998	DAVID LEE GARRISON	23952-0046	8380

29052 7590 08/10/2005

SUTHERLAND ASBILL & BRENNAN LLP
999 PEACHTREE STREET, N.E.
ATLANTA, GA 30309

EXAMINER

ART UNIT	PAPER NUMBER
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DATE MAILED: 08/10/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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20050805

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Commissioner for Patents

See Attached Notice

Sam Rimell
Primary Examiner
Art Unit: 2165

Art Unit: 2165

The appeal brief is defective for the following reasons:

(1) The Related Appeals and Interferences should only list related appeals and interferences from other applications. 37 CFR 1.192 states:

“Related Appeals and Interferences: A statement, identifying by number and filing date all other appeals or interferences known to appellant, the appellant’s legal representative, or assignee which will directly affect or be directly affected by or have a bearing on the Board’s decision in the pending appeal.”

This rule is requesting applicant to provide serial numbers and filing dates of other applications which may affect the Board’s Decision on Appeal. It is not requesting information on the present application.

(2) The Status of Amendments should only list the amendments after the final rejection. 37 CFR 1.192 states:


“Status of Amendments: A statement of the status of any amendment filed subsequent to the final rejection”.

The final rejection was mailed March 23, 2004. No amendments were submitted after this rejection, so the status of amendments should only state that no amendments were filed.

The appeal in this application will be dismissed unless corrective action is taken to timely submit the brief with the above corrections. Extensions of time may be obtained under 37 CFR 1.136 (a).

Art Unit: 2165

Any inquiry concerning this communication should be directed to Sam Rimell at telephone number (571) 272-4084.



Sam Rimell
Primary Examiner
Art Unit 2165